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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/882,554	06/14/2001	Andrew Hodgkinson	01486	8270
24118	7590	08/05/2005	EXAMINER	
HEAD, JOHNSON & KACHIGIAN			SHELEHEDA, JAMES R	
228 W 17TH PLACE			ART UNIT	
TULSA, OK 74119			PAPER NUMBER	

2617

DATE MAILED: 08/05/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

**Application No.**

09/882,554

**Applicant(s)**

HODGKINSON, ANDREW

**Examiner**

James Sheleheda

**Art Unit**

2617

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 14 June 2001.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-10 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-10 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date 05/10/02.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

## DETAILED ACTION

### ***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-10 are rejected under 35 U.S.C. 102(b) as being anticipated by White et al. (White) (6,034,689).

As to claim 1, White discloses a television system (Figs. 1A-C), said system comprising: a broadcast data receiver (allowing the television to receive broadcast television signals; Figs. 1A-C and column 4, lines 45-54) and an Internet access capability (column 4, lines 25-42), said capability when accessed allowing the opening and retention of at least two windows of data for selected display on a display screen (Fig. 12; column 16, lines 38-53), each window displaying a page from an Internet site (Fig. 12; column 16, lines 38-53) and wherein upon the system user selecting and opening a window for viewing (column 16, lines 28-37), an information display is generated by the system (Fig. 12), said information display including a bibliography of data for each of the windows which are selectable for viewing at that instant (web page title; column 16, lines 47-54) and said information display selectable by the user for viewing (user selecting the window and title for a particular page to open; column 16, lines 42-45).

As to claim 2, White discloses wherein the selection of said information display for viewing is made by the user depression of a designated key or keys or a remote control device for the apparatus of said system (column 16, lines 42-45).

As to claim 3, White discloses wherein the selection of said information display for viewing is made by the user selecting a particular icon displayed on screen using a remote control device (highlighting and selecting a page; column 16, lines 42-45).

As to claim 4, White discloses wherein only one of said selectable windows is displayable on said screen at a time (wherein only a single selected web page is displayed at a time; Figs. 4A-B; column 7, lines 40-60).

As to claim 5, White discloses wherein each of said windows available for selection can be selected to be displayed in a sequential manner on said screen (sequentially moving through the recent web pages through depressions of the back or enter keys; column 16, lines 54-67).

As to claim 6, White discloses wherein the user can stop said sequential display to select to view one page for a longer period of time (wherein the user simply chooses to stop depressing the enter or back keys and view the current page; column 16, lines 54-67).

As to claim 7, White discloses wherein said bibliographic data for each window is selected from the group consisting of: the title embedded in the hyper-text mark-up language (column 16, lines 47-54), data comprising the page (column 16, lines 47-54) and a scaled image of the page (Fig. 12; column 16, lines 38-42).

As to claim 8, White discloses wherein said scaled image, if provided, allows the user to predict the content of said window if selected for screen display (wherein the images are scaled down versions of the web page content; Fig. 12; column 16, lines 38-42).

As to claim 9, White discloses wherein said scaled image is generated from data for the page held in a backing store memory provided in said broadcast data receiver (wherein the scaled images are inherently stored in memory in the receiver before display; Fig. 1C; column 16, lines 38-42).

As to claim 10, White discloses wherein each of said windows available for display is allocated a unique identifier (page title; column 16, lines 47-54) which is displayed in the information display page next to the appropriate bibliographic data (displayed next to the scaled image; Fig. 12; column 16, lines 47-54) and is displayed when the appropriate page has been selected for screen display (Fig. 4A).

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### ***Conclusion***

3. The following are suggested formats for either a Certificate of Mailing or Certificate of Transmission under 37 CFR 1.8(a). The certification may be included with all correspondence concerning this application or proceeding to establish a date of mailing or transmission under 37 CFR 1.8(a). Proper use of this procedure will result in such communication being considered as timely if the established date is within the required period for reply. The Certificate should be signed by the individual actually depositing or transmitting the correspondence or by an individual who, upon information and belief, expects the correspondence to be mailed or transmitted in the normal course of business by another no later than the date indicated.

### **Certificate of Mailing**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

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(Date)

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\_\_\_\_\_

Signature: \_\_\_\_\_

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### **Certificate of Transmission**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (703) \_\_\_\_\_ - \_\_\_\_\_ on \_\_\_\_\_.  
(Date)

Typed or printed name of person signing this certificate:

\_\_\_\_\_

Signature: \_\_\_\_\_

Registration Number: \_\_\_\_\_

Please refer to 37 CFR 1.6(d) and 1.8(a)(2) for filing limitations concerning facsimile transmissions and mailing, respectively.

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to James Sheleheda whose telephone number is (571) 272-7357. The examiner can normally be reached on 9:00-5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chris Kelley can be reached on (571) 272-7331. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

James Sheleheda  
Patent Examiner  
Art Unit 2617

JS



VIVEK SRIVASTAVA  
PRIMARY EXAMINER